

SENATE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

SIXTY-FIFTH LEGISLATIVE DAY
TUESDAY, MARCH 17, 2015

Senate Chamber

President Little called the Senate to order at 9 a.m.

Roll call showed all members present except Senator Den Hartog, absent and formally excused by the Chair; and Senators Bair, Cameron, Guthrie, Johnson, Keough, Lacey, Mortimer, Nuxoll, and Schmidt, absent and excused.

Prayer was offered by Chaplain Brent Adamson.

The Pledge of Allegiance was led by Savannah Martin, Page.

The Senate advanced to the Third Order of Business.

Reading and Correction of the Journal

The JUDICIARY AND RULES Committee reports that the Senate Journal of the proceedings of March 16, 2015, was read and approved as corrected.

LODGE, Chairman

There being no objection, the report was adopted and ordered filed in the office of the Secretary of the Senate.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Sixth Order of Business.

Reports of Standing Committees

March 17, 2015

The JUDICIARY AND RULES Committee reports that [SCR 123](#), [SCR 124](#), [S 1150](#), [S 1151](#), [S 1152](#), [S 1153](#), and [S 1154](#) have been correctly printed.

LODGE, Chairman

[SCR 123](#) and [SCR 124](#) were referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

[S 1150](#), [S 1151](#), and [S 1152](#) were referred to the Finance Committee.

[S 1153](#) was referred to the Health and Welfare Committee.

[S 1154](#) was referred to the Judiciary and Rules Committee.

March 16, 2015

The JUDICIARY AND RULES Committee reports that [S 1046](#), [S 1063](#), [S 1004](#), [S 1014](#), [S 1035](#), [S 1054](#), [S 1082](#), [S 1001](#), [S 1116](#), [S 1117](#), and [S 1119](#) have been correctly enrolled.

LODGE, Chairman

The President signed Enrolled [S 1046](#), [S 1063](#), [S 1004](#), [S 1014](#), [S 1035](#), [S 1054](#), [S 1082](#), [S 1001](#), [S 1116](#), [S 1117](#), and [S 1119](#) and ordered them transmitted to the House for the signature of the Speaker.

March 16, 2015

The STATE AFFAIRS Committee reports out [H 154](#) with the recommendation that it be referred to the Fourteenth Order of Business for amendment.

MCKENZIE, Chairman

There being no objection, [H 154](#) was referred to the Fourteenth Order of Business, General Calendar.

March 16, 2015

The FINANCE Committee reports out [H 247](#), [H 248](#), [H 249](#), [H 250](#), and [H 251](#) with the recommendation that they do pass.

CAMERON, Chairman

[H 247](#), [H 248](#), [H 249](#), [H 250](#), and [H 251](#) were filed for second reading.

March 16, 2015

The JUDICIARY AND RULES Committee reports out [H 104](#), [H 158](#), [H 160](#), [H 163](#), and [HCR 13](#) with the recommendation that they do pass.

LODGE, Chairman

[H 104](#), [H 158](#), [H 160](#), and [H 163](#) were filed for second reading.

[HCR 13](#) was referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

March 16, 2015

The JUDICIARY AND RULES Committee reports out [S 1135](#) with the recommendation that it be referred to the Fourteenth Order of Business for amendment.

LODGE, Chairman

There being no objection, [S 1135](#) was referred to the Fourteenth Order of Business, General Calendar.

March 16, 2015

The HEALTH AND WELFARE Committee reports out [H 181](#) with the recommendation that it be referred to the Fourteenth Order of Business for amendment.

HEIDER, Chairman

There being no objection, [H 181](#) was referred to the Fourteenth Order of Business, General Calendar.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Eighth Order of Business.

Messages from the Governor

March 16, 2015

The Honorable Brad Little
President of the Senate
Idaho Legislature

Dear Mr. President:

I have the honor to inform you that I have signed today and am transmitting to the Secretary of State the following Senate Bills, to wit:

[S 1020](#), [S 1036](#), [S 1042](#), [S 1043](#), [S 1079](#), and [S 1081](#)

As Always - Idaho, *Esto Perpetua*
/s/ C.L. "Butch" Otter
Governor of Idaho

The correspondence was ordered filed in the office of the Secretary of the Senate.

The Senate advanced to the Ninth Order of Business.

Messages from the House

March 16, 2015

Dear Mr. President:

I transmit herewith [H 242](#), [H 253](#), [H 254](#), [H 238](#), [H 236](#), and [H 237](#), which have passed the House.

ALEXANDER, Chief Clerk

[H 242](#), [H 253](#), [H 254](#), [H 238](#), [H 236](#), and [H 237](#) were filed for first reading.

March 16, 2015

Dear Mr. President:

I return herewith [S 1044](#), which has passed the House.

ALEXANDER, Chief Clerk

[S 1044](#) was referred to the Judiciary and Rules Committee for enrolling.

Senator Bair was recorded present at this order of business.

March 16, 2015

Dear Mr. President:

I transmit herewith Enrolled [H 39](#), [H 47](#), [H 61](#), [H 75](#), [H 108](#), [H 124](#), [H 125](#), [H 147](#), [H 177](#), [H 206](#), [H 207](#), and [HJM 8](#) for the signature of the President.

ALEXANDER, Chief Clerk

The President signed Enrolled [H 39](#), [H 47](#), [H 61](#), [H 75](#), [H 108](#), [H 124](#), [H 125](#), [H 147](#), [H 177](#), [H 206](#), [H 207](#), and [HJM 8](#) and ordered them returned to the House.

March 16, 2015

Dear Mr. President:

I return herewith Enrolled [S 1034](#), [S 1051](#), [S 1052](#), [S 1007](#), [S 1008](#), [S 1010](#), [S 1023](#), [S 1057](#), [S 1058](#), and [S 1099](#), which have been signed by the Speaker.

ALEXANDER, Chief Clerk

Enrolled [S 1034](#), [S 1051](#), [S 1052](#), [S 1007](#), [S 1008](#), [S 1010](#), [S 1023](#), [S 1057](#), [S 1058](#), and [S 1099](#) were referred to the Judiciary and Rules Committee for transmittal to the Office of the Governor.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Eleventh Order of Business.

Introduction, First Reading, and Reference of Bills, House Petitions, Resolutions, and Memorials

Senator Mortimer was recorded present at this order of business.

S 1155

BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO FLAGS FLOWN AT HALF-STAFF; AMENDING SECTION 67-820, IDAHO CODE, TO PROVIDE THAT THE GOVERNOR, UNLESS PROHIBITED BY THE UNITED STATES FLAG CODE, MAY DIRECT THAT THE FLAG OF THE UNITED STATES BE FLOWN AT HALF-STAFF AT CERTAIN MONUMENTS, TO PROVIDE FOR THE DURATION AND RENEWAL OF THE DIRECTIVE AND TO PROVIDE THAT THE GOVERNOR MAY REQUEST THE TIME, MANNER AND CONDITION OF SUCH DIRECTION IN KEEPING WITH THE TRADITIONS OF THE UNITED STATES FLAG CODE.

S 1156

BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO INVESTIGATIONAL DRUGS; AMENDING CHAPTER 10, TITLE 56, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 56-1056, IDAHO CODE, TO AUTHORIZE THE DIRECTOR OF THE DEPARTMENT OF HEALTH AND WELFARE TO ENTER INTO CERTAIN AGREEMENTS CONCERNING INVESTIGATIONAL DRUGS.

S 1157

BY FINANCE COMMITTEE

AN ACT

APPROPRIATING MONEYS TO THE COMMISSION FOR PARDONS AND PAROLE FOR FISCAL YEAR 2016; AND LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS.

S 1158

BY FINANCE COMMITTEE

AN ACT

APPROPRIATING MONEYS TO THE DEPARTMENT OF PARKS AND RECREATION FOR FISCAL YEAR 2016; LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS; EXEMPTING THE DEPARTMENT FROM CERTAIN TRANSFER LIMITATIONS; PROVIDING REAPPROPRIATION AUTHORITY FOR CERTAIN BALANCES; AND TRANSFERRING MONEYS TO THE HARRIMAN STATE PARK TRUST FUND.

S 1159

BY FINANCE COMMITTEE

AN ACT

APPROPRIATING MONEYS TO THE SUPREME COURT FOR FISCAL YEAR 2016; AND EXEMPTING APPROPRIATION FROM OBJECT AND PROGRAM TRANSFER LIMITATIONS.

[S 1155](#), [S 1156](#), [S 1157](#), [S 1158](#), and [S 1159](#) were introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

Senators Schmidt, Lacey, and Guthrie were recorded present at this order of business.

H 242, by State Affairs Committee, was introduced, read the first time at length, and referred to the State Affairs Committee.

H 253 and **H 254**, by Appropriations Committee, were introduced, read the first time at length, and referred to the Finance Committee.

H 238, by State Affairs Committee, was introduced, read the first time at length, and referred to the Commerce and Human Resources Committee.

H 236 and **H 237**, by Revenue and Taxation Committee, were introduced, read the first time at length, and referred to the Local Government and Taxation Committee.

The Senate advanced to the Twelfth Order of Business.

Second Reading of Bills

H 101, **H 102**, **H 121**, and **H 159**, by Judiciary, Rules, and Administration Committee, were read the second time at length and filed for third reading.

S 1136, by Judiciary and Rules Committee, was read the second time at length and filed for third reading.

H 240, by Appropriations Committee, was read the second time at length and filed for third reading.

S 1148 and **S 1149**, by Finance Committee, were read the second time at length and filed for third reading.

H 172 and **H 209**, by Revenue and Taxation Committee, were read the second time at length and filed for third reading.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Fourteenth Order of Business.

Senator Nuxoll was recorded present at this order of business.

On request by Senator Hagedorn, granted by unanimous consent, **H 194**, as amended in the Senate, was filed for second reading.

Senators Cameron, Johnson, and Keough were recorded present at this order of business.

General Calendar

The President declared the Senate resolved into the Committee of the Whole and called Senator Winder to the Chair to preside during the sitting of the Committee of the Whole.

Following the adjournment of the Committee of the Whole, the President called the Senate to order.

Report of the Committee of the Whole

Senator Winder, Chairman of the Committee of the Whole, reported out **S 1033** and **H 157**, without recommendation, amended as follows:

SENATE AMENDMENT TO S 1033

AMENDMENT TO SECTION 2

On page 2 of the printed bill, delete lines 36 through 39, and insert:

"authorized purposes. The bureau shall submit such fingerprints to the federal bureau of investigation central fingerprint database for completion of a criminal background check and report. Once complete, the federal bureau of investigation shall provide the criminal background check report to the bureau, and the bureau

shall transmit the report to the appropriate authorized agency or entity.

(2) The bureau shall retain fingerprints submitted pursuant to subsection (1) of this section in the state central fingerprint database following the initial criminal background check for purposes of notification to those agencies or entities authorized by law and choosing to participate in the rap back service and for criminal justice purposes.

(a) Each agency or entity receiving a notification under the rap back service shall provide a copy of any notification to the individual who is the subject of the notification prior to taking any adverse action against such individual.

(b) An individual fingerprinted for a noncriminal justice purpose shall have his fingerprints expunged by the bureau:

(i) When he is no longer in a position or no longer holds a license subject to criminal background checks and notifications in the rap back service; or

(ii) Upon any withdrawal of the agency or entity from participation in the rap back service.

(c) The bureau shall provide notice to an individual fingerprinted for a noncriminal justice purpose of his right to expunge when he is initially fingerprinted and when the rap back service is no longer applicable to him for any reason.

(d) No fee shall be charged to an individual for expungement of his fingerprints."

and in line 40, delete "2" and insert: "23".

On page 3, in line 17, delete "3" and insert: "34"; in line 19, delete "4" and insert: "45"; in line 25, delete "5" and insert: "56"; in line 29, delete "6" and insert: "67"; in line 34, delete "7" and insert: "78"; and following line 36, insert:

"(9) For purposes of this section, "criminal justice purpose" means biometric matching to arrest fingerprints, to unidentified or missing person fingerprints or to latent or unknown fingerprints from criminal or suspected events."

CORRECTION TO TITLE

On page 1, in line 5, following "STANCES" insert: ", TO PROVIDE NOTICE TO CERTAIN INDIVIDUALS WHO ARE FINGERPRINTED, TO PROVIDE THAT NO FEE SHALL BE CHARGED FOR EXPUNGEMENT OF FINGERPRINTS AND TO DEFINE A TERM".

SENATE AMENDMENT TO H 157

AMENDMENT TO SECTION 1

On page 2 of the printed bill, in line 48, delete "for" and insert: "to reimburse"; also in line 48, delete "to" and insert: "for"; in line 49, delete "provide"; and also in line 49, following "services" insert: "provided".

On page 3, in line 1, following "services" insert: "or resources".

The Committee also has **H 113** and **S 1146** under consideration, reports progress, and begs leave to sit again.

WINDER, Chairman

On motion by Senator Winder, seconded by Senator Stennett, the report was adopted by voice vote.

S 1033, as amended, was referred to the Judiciary and Rules Committee for engrossing and the amendments thereto were referred to the Judiciary and Rules Committee for printing.

H 157, as amended in the Senate, was filed for first reading as amended, and the amendments thereto were referred to the Judiciary and Rules Committee for printing.

On request by Senator Davis, granted by unanimous consent, the Senate returned to the Thirteenth Order of Business.

Third Reading of Bills

On request by Senator Burgoyne, granted by unanimous consent, [S 1067](#) retained its place on the Third Reading Calendar for Friday, March 20, 2015.

[S 1053](#), as amended, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Davis arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Cameron, Davis, Guthrie, Hagedorn, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Tippets, Vick, Ward-Engelking, Winder. Total - 34.

NAYS—None.

Absent and excused—Den Hartog. Total - 1.

Total - 35.

Whereupon the President declared [S 1053](#), as amended, passed, title was approved, and the bill ordered transmitted to the House.

[S 1095](#), as amended, having been held, having previously been read the third time at length and debate having previously been opened, was before the Senate for final consideration. Senator Hagedorn arose as sponsor of the bill and reopened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Hagedorn, Heider, Hill, Jordan, Lakey, Lee, Lodge, Martin, McKenzie, Patrick, Rice, Stennett, Tippets, Ward-Engelking, Winder. Total - 20.

NAYS—Bair, Cameron, Guthrie, Johnson, Keough, Lacey, Mortimer, Nonini, Nuxoll, Schmidt, Siddoway, Souza, Thayn, Vick. Total - 14.

Absent and excused—Den Hartog. Total - 1.

Total - 35.

Whereupon the President declared [S 1095](#), as amended, passed, title was approved, and the bill ordered transmitted to the House.

[S 1144](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Johnson arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Cameron, Davis, Guthrie, Hagedorn, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Tippets, Vick, Ward-Engelking, Winder. Total - 34.

NAYS—None.

Absent and excused—Den Hartog. Total - 1.

Total - 35.

Whereupon the President declared [S 1144](#) passed, title was approved, and the bill ordered transmitted to the House.

[S 1145](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Johnson arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Cameron, Davis, Guthrie, Hagedorn, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Tippets, Vick, Ward-Engelking, Winder. Total - 34.

NAYS—None.

Absent and excused—Den Hartog. Total - 1.

Total - 35.

Whereupon the President declared [S 1145](#) passed, title was approved, and the bill ordered transmitted to the House.

[S 1069](#), as amended, as amended, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Davis arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Cameron, Davis, Guthrie, Hagedorn, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Tippets, Ward-Engelking, Winder. Total - 32.

NAYS—Mortimer. Total - 1.

Absent and excused—Den Hartog, Vick. Total - 2.

Total - 35.

Whereupon the President declared [S 1069](#), as amended, as amended, passed, title was approved, and the bill ordered transmitted to the House.

[S 1062](#), as amended, as amended, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Thayn arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Cameron, Davis, Guthrie, Hagedorn, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Tippets, Vick, Ward-Engelking, Winder. Total - 34.

NAYS—None.

Absent and excused—Den Hartog. Total - 1.

Total - 35.

Whereupon the President declared [S 1062](#), as amended, as amended, passed, title was approved, and the bill ordered transmitted to the House.

[H 17](#), as amended in the Senate, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Nonini arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Cameron, Davis, Guthrie, Hagedorn, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Tippetts, Vick, Ward-Engelking, Winder. Total - 34.

NAYS—None.

Absent and excused—Den Hartog. Total - 1.

Total - 35.

Whereupon the President declared [H 17](#), as amended in the Senate, passed, title was approved, and the bill ordered returned to the House for possible concurrence.

[H 15](#), as amended in the Senate, as amended in the Senate, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Nonini arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Cameron, Davis, Guthrie, Hagedorn, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Tippetts, Vick, Ward-Engelking, Winder. Total - 34.

NAYS—None.

Absent and excused—Den Hartog. Total - 1.

Total - 35.

Whereupon the President declared [H 15](#), as amended in the Senate, as amended in the Senate, passed, title was approved, and the bill ordered returned to the House for possible concurrence.

[H 142](#), as amended in the Senate, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Rice arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Cameron, Davis, Guthrie, Hagedorn, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Tippetts, Vick, Ward-Engelking, Winder. Total - 34.

NAYS—None.

Absent and excused—Den Hartog. Total - 1.

Total - 35.

Whereupon the President declared [H 142](#), as amended in the Senate, passed, title was approved, and the bill ordered returned to the House for possible concurrence.

[H 114](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Patrick arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Bayer, Brackett, Cameron, Davis, Guthrie, Hagedorn, Heider, Hill, Johnson, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Siddoway, Souza, Thayn, Tippetts, Vick, Ward-Engelking, Winder. Total - 29.

NAYS—Buckner-Webb, Burgoyne, Jordan, Schmidt, Stennett. Total - 5.

Absent and excused—Den Hartog. Total - 1.

Total - 35.

Whereupon the President declared [H 114](#) passed, title was approved, and the bill ordered returned to the House.

[H 161](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Lakey arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Cameron, Davis, Guthrie, Hagedorn, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Tippetts, Vick, Ward-Engelking, Winder. Total - 34.

NAYS—None.

Absent and excused—Den Hartog. Total - 1.

Total - 35.

Whereupon the President declared [H 161](#) passed, title was approved, and the bill ordered returned to the House.

[H 62](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Tippetts arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Cameron, Davis, Guthrie, Hagedorn, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Tippetts, Vick, Ward-Engelking, Winder. Total - 34.

NAYS—None.

Absent and excused—Den Hartog. Total - 1.

Total - 35.

Whereupon the President declared [H 62](#) passed, title was approved, and the bill ordered returned to the House.

H 64 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Johnson arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Cameron, Davis, Guthrie, Hagedorn, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Tippets, Vick, Ward-Engelking, Winder. Total - 34.

NAYS—None.

Absent and excused—Den Hartog. Total - 1.

Total - 35.

Whereupon the President declared **H 64** passed, title was approved, and the bill ordered returned to the House.

H 205 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Johnson arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Cameron, Davis, Guthrie, Hagedorn, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Tippets, Ward-Engelking, Winder. Total - 31.

NAYS—Nonini, Nuxoll, Vick. Total - 3.

Absent and excused—Den Hartog. Total - 1.

Total - 35.

Whereupon the President declared **H 205** passed, title was approved, and the bill ordered returned to the House.

H 210 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Schmidt arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Pursuant to Senate Rule 39(H), Senator Cameron disclosed a possible conflict of interest under applicable law.

Roll call resulted as follows:

AYES—Bair, Brackett, Buckner-Webb, Burgoyne, Cameron, Davis, Guthrie, Hagedorn, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Patrick, Rice, Schmidt, Siddoway, Stennett, Thayn, Tippets, Ward-Engelking, Winder. Total - 28.

NAYS—Bayer, Mortimer, Nonini, Nuxoll, Souza, Vick. Total - 6.

Absent and excused—Den Hartog. Total - 1.

Total - 35.

Whereupon the President declared **H 210** passed, title was approved, and the bill ordered returned to the House.

On request by Senator Davis, granted by unanimous consent, the Senate returned to the Sixth Order of Business.

Reports of Standing Committees

March 17, 2015

The JUDICIARY AND RULES Committee reports that Senate amendments to **S 1033** and **H 157** have been correctly printed.

LODGE, Chairman

The report was ordered filed in the office of the Secretary of the Senate.

March 17, 2015

The JUDICIARY AND RULES Committee reports that **S 1033**, as amended, has been correctly engrossed.

LODGE, Chairman

S 1033, as amended, was filed for first reading.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Eleventh Order of Business.

Introduction, First Reading, and Reference of Bills, House Petitions, Resolutions, and Memorials

H 157, as amended in the Senate, by Judiciary, Rules, and Administration Committee, was read the first time at length and filed for second reading.

S 1033, as amended, by Judiciary and Rules Committee, was read the first time at length and filed for second reading.

The Senate advanced to the Twelfth Order of Business.

Second Reading of Bills

H 194, as amended in the Senate, by State Affairs Committee, was read the second time at length and filed for third reading.

On request by Senator Davis, granted by unanimous consent, the Senate returned to the Fifth Order of Business.

Petitions, Resolutions, and Memorials

On motion by Senator Davis, seconded by Senator Stennett, by voice vote the Senate recessed at 12:05 p.m. until the hour of 4:30 p.m. of this day.

RECESS AFTERNOON SESSION

The Senate reconvened at 4:30 p.m., pursuant to recess, President Little presiding.

Roll call showed all members present except Senator Den Hartog, absent and formally excused by the Chair; and Senator Cameron, absent and excused.

Prior to recess the Senate was at the Fifth Order of Business, Petitions, Resolutions, and Memorials.

The Senate advanced to the Sixth Order of Business.

Reports of Standing Committees

March 17, 2015

The FINANCE Committee reports out **H 253**, **H 254**, **S 1150**, and **S 1151** with the recommendation that they do pass.

CAMERON, Chairman

[H 253](#), [H 254](#), [S 1150](#), and [S 1151](#) were filed for second reading.

March 17, 2015

The TRANSPORTATION Committee reports out [H 129](#) and [H 132](#) with the recommendation that they do pass.

BRACKETT, Chairman

[H 129](#) and [H 132](#) were filed for second reading.

March 17, 2015

The COMMERCE AND HUMAN RESOURCES Committee reports out [H 99](#), [H 116](#), [H 117](#), and [H 137](#), as amended, with the recommendation that they do pass.

TIPPETS, Chairman

[H 99](#), [H 116](#), [H 117](#), and [H 137](#), as amended, were filed for second reading.

Senator Cameron was recorded present at this order of business.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Eleventh Order of Business.

Introduction, First Reading, and Reference of Bills, House Petitions, Resolutions, and Memorials

S 1160

BY FINANCE COMMITTEE

AN ACT

APPROPRIATING AND TRANSFERRING MONEYS TO THE WOLF CONTROL FUND FOR FISCAL YEAR 2016.

S 1161

BY FINANCE COMMITTEE

AN ACT

APPROPRIATING MONEYS TO THE DEPARTMENT OF AGRICULTURE FOR FISCAL YEAR 2016; AND LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS.

S 1162

BY FINANCE COMMITTEE

AN ACT

APPROPRIATING MONEYS TO THE SOIL AND WATER CONSERVATION COMMISSION FOR FISCAL YEAR 2016; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; AND PROVIDING LEGISLATIVE INTENT.

S 1163

BY FINANCE COMMITTEE

AN ACT

APPROPRIATING MONEYS TO THE DEPARTMENT OF ENVIRONMENTAL QUALITY FOR FISCAL YEAR 2016; LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS; APPROPRIATING AND TRANSFERRING MONEYS TO THE ENVIRONMENTAL REMEDIATION BASIN FUND; EXPRESSING LEGISLATIVE INTENT REGARDING THE ENVIRONMENTAL REMEDIATION BASIN FUND AND REQUIRING AN ANNUAL REPORT; AND EXPRESSING LEGISLATIVE INTENT WITH REGARD TO USE OF THE WATER POLLUTION CONTROL FUND.

S 1164

BY FINANCE COMMITTEE

AN ACT

APPROPRIATING MONEYS TO THE BOARD OF TAX APPEALS FOR FISCAL YEAR 2016; AND LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS.

S 1165

BY FINANCE COMMITTEE

AN ACT

APPROPRIATING MONEYS TO THE STATE TAX COMMISSION FOR FISCAL YEAR 2016; AND LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS.

S 1166

BY FINANCE COMMITTEE

AN ACT

APPROPRIATING MONEYS TO THE DEPARTMENT OF COMMERCE FOR FISCAL YEAR 2016; LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS; AND PROVIDING AN APPROPRIATION AND TRANSFER OF MONEYS TO THE IDAHO OPPORTUNITY FUND.

[S 1160](#), [S 1161](#), [S 1162](#), [S 1163](#), [S 1164](#), [S 1165](#), and [S 1166](#) were introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Thirteenth Order of Business.

Third Reading of Bills

[H 211](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Johnson arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Cameron, Davis, Guthrie, Hagedorn, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Tippetts, Vick, Ward-Engelking, Winder. Total - 34.

NAYS—None.

Absent and excused—Den Hartog. Total - 1.

Total - 35.

Whereupon the President declared [H 211](#) passed, title was approved, and the bill ordered returned to the House.

[H 31](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Lacey arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Cameron, Davis, Guthrie, Hagedorn, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Tippets, Vick, Ward-Engelking, Winder. Total - 34.

NAYS—None.

Absent and excused—Den Hartog. Total - 1.

Total - 35.

Whereupon the President declared [H 31](#) passed, title was approved, and the bill ordered returned to the House.

[H 58](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Siddoway arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Cameron, Davis, Guthrie, Hagedorn, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Tippets, Vick, Ward-Engelking, Winder. Total - 34.

NAYS—None.

Absent and excused—Den Hartog. Total - 1.

Total - 35.

Whereupon the President declared [H 58](#) passed, title was approved, and the bill ordered returned to the House.

[H 123](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Rice arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Bayer, Brackett, Buckner-Webb, Cameron, Davis, Guthrie, Hagedorn, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Tippets, Vick, Ward-Engelking, Winder. Total - 33.

NAYS—Burgoyne. Total - 1.

Absent and excused—Den Hartog. Total - 1.

Total - 35.

Whereupon the President declared [H 123](#) passed, title was approved, and the bill ordered returned to the House.

[H 166](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Cameron arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Cameron, Davis, Guthrie, Hagedorn, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Tippets, Vick, Ward-Engelking, Winder. Total - 34.

NAYS—None.

Absent and excused—Den Hartog. Total - 1.

Total - 35.

Whereupon the President declared [H 166](#) passed, title was approved, and the bill ordered returned to the House.

[H 150](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Schmidt arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Cameron, Davis, Guthrie, Hagedorn, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Tippets, Vick, Ward-Engelking, Winder. Total - 34.

NAYS—None.

Absent and excused—Den Hartog. Total - 1.

Total - 35.

Whereupon the President declared [H 150](#) passed, title was approved, and the bill ordered returned to the House.

[H 189](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Martin arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Bayer, Brackett, Cameron, Davis, Guthrie, Hagedorn, Heider, Hill, Johnson, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Tippets, Vick, Ward-Engelking, Winder. Total - 31.

NAYS—Buckner-Webb, Burgoyne, Jordan. Total - 3.

Absent and excused—Den Hartog. Total - 1.

Total - 35.

Whereupon the President declared [H 189](#) passed, title was approved, and the bill ordered returned to the House.

[H 169](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Nonini arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Bayer, Brackett, Cameron, Davis, Guthrie, Hagedorn, Heider, Hill, Johnson, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Siddoway, Souza, Thayn, Tippets, Vick, Winder. Total - 28.

NAYS—Buckner-Webb, Burgoyne, Jordan, Schmidt, Stennett, Ward-Engelking. Total - 6.

Absent and excused—Den Hartog. Total - 1.

Total - 35.

Whereupon the President declared [H 169](#) passed, title was approved, and the bill ordered returned to the House.

[H 136](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Lodge arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Cameron, Davis, Guthrie, Hagedorn, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayne, Tippetts, Vick, Ward-Engelking, Winder. Total - 34.

NAYS—None.

Absent and excused—Den Hartog. Total - 1.

Total - 35.

Whereupon the President declared [H 136](#) passed, title was approved, and the bill ordered returned to the House.

[H 138](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Lodge arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Cameron, Davis, Guthrie, Hagedorn, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayne, Tippetts, Vick, Ward-Engelking, Winder. Total - 34.

NAYS—None.

Absent and excused—Den Hartog. Total - 1.

Total - 35.

Whereupon the President declared [H 138](#) passed, title was approved, and the bill ordered returned to the House.

[H 139](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Souza arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Cameron, Davis, Guthrie, Hagedorn, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayne, Tippetts, Vick, Ward-Engelking, Winder. Total - 34.

NAYS—None.

Absent and excused—Den Hartog. Total - 1.

Total - 35.

Whereupon the President declared [H 139](#) passed, title was approved, and the bill ordered returned to the House.

[H 218](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Schmidt arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Cameron, Davis, Guthrie, Hagedorn, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayne, Tippetts, Vick, Ward-Engelking, Winder. Total - 33.

NAYS—Nonini. Total - 1.

Absent and excused—Den Hartog. Total - 1.

Total - 35.

Whereupon the President declared [H 218](#) passed, title was approved, and the bill ordered returned to the House.

[H 223](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Keough arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Cameron, Davis, Guthrie, Hagedorn, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayne, Tippetts, Vick, Ward-Engelking, Winder. Total - 34.

NAYS—None.

Absent and excused—Den Hartog. Total - 1.

Total - 35.

Whereupon the President declared [H 223](#) passed, title was approved, and the bill ordered returned to the House.

[H 224](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Schmidt arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Cameron, Davis, Guthrie, Hagedorn, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayne, Tippetts, Vick, Ward-Engelking, Winder. Total - 34.

NAYS—None.

Absent and excused—Den Hartog. Total - 1.

Total - 35.

Whereupon the President declared [H 224](#) passed, title was approved, and the bill ordered returned to the House.

[H 225](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Lacey arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Bayer, Brackett, Buckner-Webb, Cameron, Davis, Guthrie, Hagedorn, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayne, Tippetts, Vick, Ward-Engelking, Winder. Total - 33.

NAYS—Burgoyne. Total - 1.

Absent and excused—Den Hartog. Total - 1.

Total - 35.

Whereupon the President declared [H 225](#) passed, title was approved, and the bill ordered returned to the House.

On request by Senator Davis, granted by unanimous consent, all Senate bills were placed at the head of the Third Reading Calendar, followed by House bills amended in the Senate, followed by House bills.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Fifteenth Order of Business.

Miscellaneous Business

On motion by Senator Davis, seconded by Senator Stennett, by voice vote, the Senate adjourned at 6:10 p.m. until the hour of 10 a.m., Wednesday, March 18, 2015.

BRAD LITTLE, President

Attest: JENNIFER NOVAK, Secretary